

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Randy M. McCormick et al.

Title: CAPILLARY ELECTROKINESIS BASED CELLULAR ASSAYS

Serial No. 09/642,607

Filing Date: August 17, 2000

Confirmation No.: 6932

United States Patent and Trademark Office
P.O. Box 979070
St. Louis, MO 63197-9000

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Notification Of Loss Of Entitlement To Small Entity Status

Under 37 CFR 1.27(g)(2) and

Notification of Error In Payment As A Small Entity Status and Request that Error
Be Excused Under 37 CFR 1.28(c)

Sir:

This paper is being filed pursuant to 37 CFR 1.27(g)(2) and 37 CFR 1.28(c).

37 CFR 1.27(g)(2) states:

(g) (2) Notification of loss of entitlement to small entity status is required when issue and maintenance fees are due. Notification of a loss of entitlement to small entity status must be filed in the application or patent prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity as defined in paragraph (a) of this section is no longer appropriate. The notification that small entity status is no longer appropriate must be signed by a party identified in § 1.33(b). Payment of a fee in other than the small entity amount is not sufficient notification that small entity status is no longer appropriate.

37 CFR 1.28(c) states:

Adjustment date: 04/08/2013 CKHLOK 6613211
02/07/2013 ABANGURA 00000013 201430
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c) How errors in small entity status are excused. If status as a small entity is established in good faith, and fees as a small entity are paid in good faith, in any application or patent, and it is later discovered that such status as a small entity

04/08/2013 CKHLOK 00000024 201430 6613211
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This deficiency payment was calculated, pursuant to 37 CFR 1.28(c)(2)(ii)(A-D), as follows:


Type of Fee Erroneously Paid	Current Fee Amount for Non-Small Entity	Small Entity Fee Paid	Date Paid	Deficiency Owed
8 th Yr Maintenance Fee	\$2850	\$1425.	03/02/2011	\$1425
Total Deficiency Owed:				\$1425

Applicants believe that no additional fee other than the fees discussed above is necessary; however, should a fee be deemed to be necessary, the Commissioner is hereby authorized to charge any fees required by this action or any future action to Deposit Account No. 20-1430.

Should there be any questions relating to the instant application, the Patent Office is invited to telephone the undersigned at (336) 607-7315 to discuss any issues.

Respectfully submitted,

Date: 1-29-2013


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